

1 TODD A. NOAH (State Bar No. 152328)  
2 DERGOSITS & NOAH LLP  
3 Three Embarcadero Center, Suite 410  
4 San Francisco, California 94111  
Telephone: (415) 705-6377  
Facsimile: (415) 705-6383  
E-mail: [tnoah@dergnoah.com](mailto:tnoah@dergnoah.com)

5 C. DALE QUISENBERRY (Admitted Pro Hac Vice)  
6 POLASEK, QUISENBERRY & ERRINGTON, L.L.P.  
7 6750 West Loop South, Suite 920  
Bellaire, Texas 77401  
Telephone: (832) 778-6000  
Facsimile: (832) 778-6010  
E-mail: [dquisenberry@pqelaw.com](mailto:dquisenberry@pqelaw.com)

9 Attorneys for Plaintiff  
10 ENNOVA DIRECT, INC.

11 IN THE UNITED STATES DISTRICT COURT  
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
13 SAN FRANCISCO DIVISION

14  
15 ENNOVA DIRECT, INC., ) Case No. 3:10-cv-01518-JCS  
16 Plaintiff, )  
17 v. )  
18 A-DATA TECHNOLOGY (U.S.A.) CO., LTD., ) **ORDER OF DISMISSAL WITH**  
19 KINGSTON TECHNOLOGY ) **PREJUDICE OF DEFENDANT A-DATA**  
20 CORPORATION, PHILIPS ELECTRONICS ) **TECHNOLOGY (U.S.A.) CO., LTD.**  
21 NORTH AMERICA CORPORATION, )  
22 PNY TECHNOLOGIES, INC., SONY )  
ELECTRONICS, INC., THOMSON INC., )  
23 TRANSCEND INFORMATION INC., and )  
VERBATIM AMERICAS LLC, )  
Defendants. )  
24 \_\_\_\_\_)

Pursuant to Fed. R. Civ. P. 41, and as a result of an agreement reached between plaintiff Ennova Direct, Inc. ("Ennova") and defendant A-DATA Technology (U.S.A.) Co., Ltd. ("A-DATA"), IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

- 1        1. This Court has personal jurisdiction over Ennova and A-DATA, and over the subject matter of this action.
- 2        2. Each claim made by Ennova against A-DATA in this action is hereby dismissed with prejudice on the basis of the settlement reached, pursuant to Fed. R. Civ. P. 41.
- 3        3. Each party shall bear its own costs and attorneys' fees.
- 4        4. Ennova's claims against the other defendants in this action shall remain pending.
- 5        5. The Court shall retain jurisdiction over this matter to insure that the terms and conditions of the parties' settlement agreement are honored and enforced.

Dated: 7/15/10

